

AOC-056-6  
Rev.12-02

Commonwealth of Kentucky  
Court of Justice



CALENDAR

Date 9-6-12  
Time 9:00 AM  
# 88

COURT

11-23-2004

JUDGE

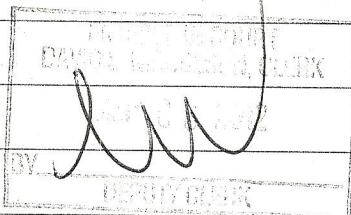
# 122701002 In the interest of a child: Deishaun Duncan  
Petition: 61 Burg 3 CT 2  
Appearances: Child mm Parent: mm Atty. for Child L Smith / Schuler  
Atty. for Parent: Dines CA: Dines  
Prob. Off.: \_\_\_\_\_ PWS \_\_\_\_\_  
Police/Others \_\_\_\_\_  
Pending Court Dates: \_\_\_\_\_  
Proceedings: over

01) Possible RJ referral

Instant PDA ✓

CC Diuisin → Principle  
refer to RJ →

→ Mom says behavior →




[Signature]  
Judge's Signature

COPIES TO DJJ, CDW, LMYDC  
CHF, JCPS, CITY, ATTY  
SENT INTER OFFICE

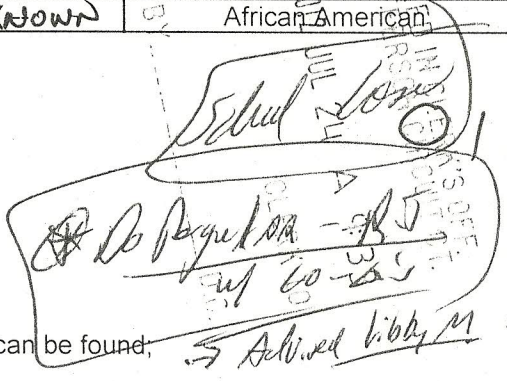
COPIES TO DJJ, CDW, LMYDC  
CHF, JCPS, CITY, ATTY  
SENT INTER OFFICE

9/6/12  
Date

|                                                                                                      |                      |                                                                                                                                                     |                                                                                                                                                                                                                                                                                                                                   |
|------------------------------------------------------------------------------------------------------|----------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| JV-1                                                                                                 | Doc. Type: PJ        |                                                                    | CDW Referral No. <b>056-00243528-001</b>                                                                                                                                                                                                                                                                                          |
| Rev 05-11                                                                                            | 7/16/2012 3:26 pm ET |                                                                                                                                                     | No. <b>12J701002</b>                                                                                                                                                                                                                                                                                                              |
| Commonwealth of Kentucky<br>Court of Justice Juv Id: <b>00317848</b><br>www.KyCourts.net Page 1 of 2 |                      | <b>Juvenile</b><br><input checked="" type="checkbox"/> <b>Complaint</b> <input type="checkbox"/> <b>Petition</b><br><b>Status / Public Offender</b> | Court<br>County <b>JEFFERSON</b><br>The County Attorney has reviewed the complaint and determined from the available evidence that reasonable grounds <input checked="" type="checkbox"/> do <input type="checkbox"/> do not exist to believe the alleged facts would constitute a public offense for those offenses noted below. |

**Juvenile Information**

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |  |                                                                                                   |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|---------------------------------------------------------------------------------------------------|
| <b>JUVENILE INFORMATION</b><br>In the interest of <b>DE'SHAWN DE'MARCO DUNCAN</b> , a CHILD<br>Said juvenile resides at:<br>2124 WEST JEFFERSON STREET #2<br>LOUISVILLE KY 40212<br>With telephone number of (502) 690-8074<br>Attends school at KLONDIKE LANE ELEMENTARY (JEFFERSON)<br>The juvenile's legal mother is <b>TAMIKA TRAHVE</b><br>Phone: <b>2124 W. JEFFERSON ST # 2 40212</b><br>The juvenile's legal father is <b>UNKNOWN</b><br>Phone: <b>UNKNOWN</b><br>The parent with legal custody is<br>Any Other: <input type="checkbox"/> legal guardian other than a parent;<br><input type="checkbox"/> nearest known adult relative if no parent or guardian is known or can be found;<br><input type="checkbox"/> person with custody or control of the child |  | DOB <b>11/23/2004</b><br>Gender <b>Male</b><br>SSN <b>UNKNOWN</b><br>Race <b>African American</b> |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|---------------------------------------------------------------------------------------------------|



**Allegation(s) are as follows**

The affiant, RAPHAEL A FOSHAY 5245, says that in JEFFERSON County, Kentucky, the above named juvenile unlawfully committed the offense(s) of:

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                    |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------|
| <b>BURGLARY, 3RD DEGREE</b> in violation of KRS <b>511.040</b> UOR code <b>022062</b> and within scope of KRS 610.010(1a,b,c,d). Affiant's grounds of belief are, that on 07/09/2012, at 6:29PM at Byck Elementary School subject and co-defendants were seen running from school and admitted to breaking into the school stealing a computer, drum and flute.<br>Co-Defendants: ZyHan Robinson<br>Robert Jones<br>Verified Citation Attached<br>Incident Address: 2328 CEDAR STREET BYCK ELEMENRARY LOUISVILLE KY 40212<br>Interested Parties:<br>STUART KERNS 5244 PEACE OFFICER JEFFERSON COUNTY PUBLIC SCHOOLS POLICE DEPT. 3001 CRITTENDEN DRIVE LOUISVILLE KY 40209 | Reasonable Grounds<br><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No<br><input type="checkbox"/> Not Required |
| <b>CRIMINAL TRESPASS-2ND DEGREE</b> in violation of KRS <b>511.070</b> UOR code <b>002624</b> and within scope of KRS 610.010(1a,b,c,d). Affiant's grounds of belief are, that on 07/09/2012, at 6:29PM at Byck Elementary School subject and co-defendants were seen running from school and admitted to breaking into the school stealing a computer, drum and flute.<br>Co-Defendants: ZyHan Robinson<br>Robert Jones<br>Verified Citation Attached                                                                                                                                                                                                                     | Reasonable Grounds<br><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No<br><input type="checkbox"/> Not Required |

----- 2 total pages exist -----

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_

Name

Title


☐ Notification to school superintendent / principal per KRS 610.345(3)

Authorized by \_\_\_\_\_

Date: \_\_\_\_\_

|                                                                                                                      |  |
|----------------------------------------------------------------------------------------------------------------------|--|
| Clerk's USE ONLY<br>Hearing Date <b>8-2-12</b><br>Hearing Time <b>9:00</b> a.m. / p.m.<br>Hearing Location <b>88</b> |  |
|----------------------------------------------------------------------------------------------------------------------|--|



|                                                                                           |                                                                          |                                                                                                                                                                                |                                                                                                                                                                                                                                                                                                                                               |
|-------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| AOC-JV-1<br>Rev 05-11<br>Commonwealth of Kentucky<br>Court of Justice<br>www.KyCourts.net | Doc. Type: PJ<br>7/16/2012 3:26 pm ET<br>Juv Id: 00317848<br>Page 2 of 2 | <br><b>Juvenile</b><br><b>[ X ] Complaint [ ] Petition</b><br><b>Status / Public Offender</b> | CDW Referral No. <b>056-00243528-001</b><br>C No. _____<br>Court _____<br>County <b>JEFFERSON</b><br>The County Attorney has reviewed the complaint and determined from the available evidence that reasonable grounds [ ] do [ ] do not exist to believe the alleged facts would constitute a public offense for those offenses noted below. |
|-------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

Incident Address: 2328 CEDAR STREET BYCK ELEMENRARY LOUISVILLE KY 40212

Interested Parties:

STUART KERNS 5244 PEACE OFFICER JEFFERSON COUNTY PUBLIC SCHOOLS POLICE DEPT. 3001 CRITTENDEN DRIVE LOUISVILLE KY 40209

The affiant states that the foregoing allegations and Juvenile Information set forth above are true based upon information and belief.

Affiant Address:

JEFFERSON COUNTY PUBLIC SCHOOLS POLICE DEPT.  
3001 CRITTENDEN DRIVE  
LOUISVILLE KY 40209

Phone Number:

(502) 485-3121

Signature of Affiant  
RAPHAEL A FOSHAY 5245

Law Enforcement Citation #: G108444

NO. 12J 701002

JEFFERSON DISTRICT COURT  
JUVENILE SESSION  
DIVISION 88/99

IN THE INTEREST OF:

De'Shawn Duncan, A CHILD

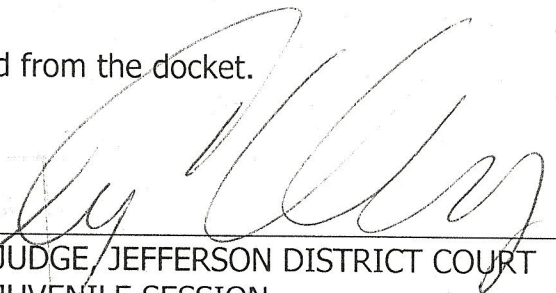
**AGREED ORDER REFERRING CHILD TO RESTORATIVE JUSTICE LOUISVILLE  
(RJL) CONFERENCE PROCESS**

\* \* \* \* \*

The Court having been advised by the Commonwealth that it has reviewed petition #(s) 01 and is recommending informal handling of this case by the Restorative Justice Louisville (RJL) Conference Process, this Court makes these findings and enters the following order:

1. The Child, De'Shawn Duncan, has been advised of and understands his/her rights as set forth in KRS 610.060 (1).
2. The Child is represented by and has consulted with counsel, Pete Schuler, and desires to have the pending allegations against him/her resolved through the RJL Conference Process.
3. The Child understands that (s)he is entitled to have a speedy hearing pursuant to KRS 610.070 (1), and has a right to have his/her charges resolved in a formal, confidential Juvenile Court proceeding pursuant to KRS 610.070 (2,3). The Child agrees to waive those rights, and the Court finds that the Child's waiver is knowingly and voluntarily.

4. The Child has been advised of all the requirements for successful participation in the RJL Conference Process and agrees to keep all appointments and abide by all rules and requirements of participation.
5. The Commonwealth agrees that nothing that is said by the child during the RJL Conference Process will be used against him/her at trial in the event that the Conference Process is unsuccessful.
6. Upon receipt of written notification from the RJL Coordinator that the Conference Process has been unsuccessful, the child's case shall be re-docketed and formal Juvenile Court prosecution of the unresolved petition(s) shall be initiated.
7. If the court receives notification from the RJL Coordinator that the Conferencing Process has been successful, then the court will enter an order dismissing the petition(s) and expunging all juvenile court records relating to the petition(s).
8. The Clerk shall prepare a referral packet to be delivered to the RJL Coordinator.
9. This case shall be remanded from the docket.

  
\_\_\_\_\_  
JUDGE JEFFERSON DISTRICT COURT  
JUVENILE SESSION  
DIVISION 88/99

DATE: 9/12/11

I hereby agree to the findings and abide by the conditions of participation set forth above in the Court's ORDER above referring the Child's case to the RJL Conference, and have received a copy of this ORDER.

\_\_\_\_\_  
CHILD

\_\_\_\_\_  
DATE

Peter J. Schuler

9-11-12

CHILD'S ATTORNEY

DATE

\_\_\_\_\_  
CHILD'S PARENT/GUARDIAN

\_\_\_\_\_  
DATE

Kathleen Hines

9-12-12

ASSISTANT JEFFERSON COUNTY ATTORNEY

DATE